



Attorney Docket No.: PAY00-004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sacks
Application No. : 09/901,962
Filed : July 10, 2001
Docket : PAY00-004
Title : System and Method for Third-Party Payment Processing
Group/Art Unit : 2164
Examiner :

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.56 and 1.97

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed below and/or on an attached form PTO/SB/08A is information known to applicant(s), which is hereby submitted pursuant to 37 C.F.R. § 1.56. The right is reserved to antedate any included publication or patent in accordance with standard procedure.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56.

(New Application) Copies of each listed publication and U.S. and foreign patent, except for pending U.S. applications, are submitted herewith, along with a concise explanation of information in a foreign language (if any).

(Continuation Application) The listed references were cited by the Applicant(s) or Examiner in the parent application, U.S. Serial No. _____, filed on _____. Pursuant to 37 C.F.R. § 1.98(d), copies of these items are not enclosed but may be found in the file history of the parent application.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the application identified above. If form PTO/SB/08A is attached, the Examiner is requested to initial and return it in accordance with MPEP § 609.

37 C.F.R. § 1.97(b). No fee is believed due, because (check all that apply):

- (1) It is being filed within 3 months of the application filing date; OR
- (2) It is being filed within 3 months of entry of a national stage; OR
- (3) It is being filed before the mailing date of the first Office Action on the merits.

37 C.F.R. § 1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in § 1.491 in an international application; or (3) the mailing date of a first office action on the merits, but before the mailing date of the earlier of a final office action under § 1.113 or a notice of allowance under § 1.311, then:

- a certification as specified in 37 C.F.R. § 1.97(e) is provided below; **or**
- a fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

37 C.F.R. § 1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under § 1.113 or a notice of allowance under § 1.311, but before payment of the issue fee, then:

- a certification as specified in § 1.97(e) is completed below; **and**
- a petition under 37 C.F.R. § 1.97(d) requesting consideration of this statement is submitted herewith; **and**
- a fee of \$130.00 as set forth in § 1.17(i) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

Statement under 37 C.F.R. § 1.97(e). I hereby certify that either: each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the information disclosure statement; or no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in section 1.56(c) more than three months prior to the filing of the information disclosure statement:

Signature: _____ Date: _____
Daniel E. Vaughan (Reg. No. 42,199)

Respectfully submitted,

Date: June 4, 2003

By: Daniel E. Vaughan
Daniel E. Vaughan (Reg. No. 42,199)

PARK, VAUGHAN & FLEMING LLP
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Redwood City, CA 94063
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Facsimile: (650) 474-1976



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<p>Sheet</p>		<p>1</p>	<p>of</p>	<p>1</p>	<p>Application Number</p>	09/901,962
					<p>Filing Date</p>	July 10, 2001
					<p>First Named Inventor</p>	David Sacks
					<p>Group Art Unit</p>	2164
					<p>Examiner Name</p>	
					<p>Attorney Docket No.</p>	PAY00-004

U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

Total Number of Pages in this Submission:

Application No.	09/901,962
Filing Date	July 10, 2001
First Named Inventor	David Sacks
Group Art Unit	2164
Examiner Name	
Attorney Docket No.	PAY00-004

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers for an application	<input type="checkbox"/> After-Allowance Communication to Group
<input type="checkbox"/> Fee attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavit/Declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney by Assignee, with Revocation of Former Powers	<input checked="" type="checkbox"/> Additional Enclosure(s):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> <u>Return Receipt Postcard</u>
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Small Entity Statement	<input checked="" type="checkbox"/> Copies of 3 patent documents cited in IDS
<input type="checkbox"/> Response to Missing Parts Notice/Incomplete Application	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks: 

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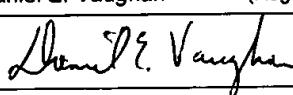
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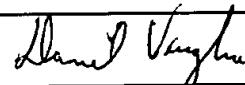
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Name	Daniel E. Vaughan (Registration No. 42,199)	Date	June 4, 2003
Signature		Telephone	650/474-1973
Address	702 Marshall Street, Suite 310, Redwood City, CA 94063	Facsimile	650/474-1976

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U. S. Postal Service as Express Mail (No. EV 292 301 234 US) or

First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on: June 4, 2003

Type or Printed Name	Daniel E. Vaughan	Signature	
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